IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 3104 OF 2006

IN

WRIT PETITION NO. 4477 OF 1992

Haji Syed S. Esaq. .. Petitioner.

vs.

Aniulla Wali Mohammed

& Ors. . .. Respondents.

Mr. Sutar i/by Pramod N. Patil

for petitioner.

Mr. S.K. Chinchalikar, AGP., for State.

CORAM : A.P. DESHPANDE, J.

DATE : 20th December, 2006.

P.C.

. The learned counsel for the petitioner places on record the acknowledgement of the respondents and makes a statement that all the respondents are served.

2. By the present application a prayer is made for setting aside the order of dismissal of the writ petition in default and a further prayer for restoration of the petition is made.

3. For the reasons stated in the application, the impugned order of dismissal of the writ petition in default is set aside and the writ petition is restored to file.

4. C.A. allowed and disposed of.

(A.P. Deshpande, J.)